## Case 20-12870-pmm Doc 42 Filed 03/25/21 Entered 03/26/21 00:54:51 Desc Imaged Certificate of Notice Page 1 of 6

United States Bankruptcy Court Eastern District of Pennsylvania

In re: Case No. 20-12870-pmm

Corey M. Fogarty Chapter 13

Debtor

### **CERTIFICATE OF NOTICE**

District/off: 0313-4 User: admin Page 1 of 2
Date Rcvd: Mar 23, 2021 Form ID: pdf900 Total Noticed: 12

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

#### Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 25, 2021:

Recip ID db	+	Recipient Name and Address Corey M. Fogarty, 510 West Chestnut Street, Lancaster, PA 17603-3409
smg	+	Bureau of Audit and Enforcement, City of Allentown, 435 Hamilton Street, Allentown, PA 18101-1603
smg		City Treasurer, Eighth and Washington Streets, Reading, PA 19601
smg	+	Dun & Bradstreet, INC, 3501 Corporate Pkwy, P.O. Box 520, Centre Valley, PA 18034-0520
smg	+	Lehigh County Tax Claim Bureau, 17 South Seventh Street, Allentown, PA 18101-2401
smg	+	Tax Claim Bureau, 633 Court Street, Second Floor, Reading, PA 19601-4300
cr	+	John Briner, 385 North Farm Drive, Lititz, PA 17543-9226
cr	+	Members 1st Federal Credit Union, c/o Shawn M. Long, Esquire, Barley Snyder, 126 East King Street, Lancaster, PA 17602-2893
cr	+	Mid Penn Bank, c/o Bonnie Berkoski, Vice President, Asset Recovery Manager, 2407 Park Drive, Harrisburg, PA 17110-9303
cr	+	PeoplesBank, A Codorus Valley Company, c/o Robert W. Pontz, Esquire, Brubaker Connaughton Goss & Lucarelli, 480 New Holland Ave., Suite 6205, Lancaster, PA 17602-2227

TOTAL: 10

#### Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID smg	Notice Type: Email Address Email/Text: RVSVCBICNOTICE1@state.pa.us	Date/Time	Recipient Name and Address
		Mar 24 2021 04:23:00	Pennsylvania Department of Revenue, Bankruptcy Division, P.O. Box 280946, Harrisburg, PA 17128-0946
smg	+ Email/Text: usapae.bankruptcynotices@usdoj.gov	Mar 24 2021 04:23:00	U.S. Attorney Office, c/o Virginia Powel, Esq., Room 1250, 615 Chestnut Street, Philadelphia, PA 19106-4404

TOTAL: 2

### BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

### NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 25, 2021 Signature: /s/Joseph Speetjens

Case 20-12870-pmm

Doc 42 Filed 03/25/21 Certificate of Notice

Page 2 of 6

Entered 03/26/21 00:54:51 Desc Imaged

District/off: 0313-4 User: admin
Date Revd: Mar 23, 2021 Form ID: pdf900

Page 2 of 2 Total Noticed: 12

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 23, 2021 at the address(es) listed below:

Name Email Address

ALAINE V. GRBACH

on behalf of Debtor Corey M. Fogarty avgrbach@aol.com

BARRY A. SOLODKY

on behalf of Creditor John Briner BSO@saxtonstump.com dat@saxtonstump.com;msf@saxtonstump.com

BRET PATRICK SHAFFER

on behalf of Creditor Mid Penn Bank bshaffer@ssbc-law.com kshirk@ssbc-law.com

BRIAN CRAIG NICHOLAS

 $on\ behalf\ of\ Creditor\ FREEDOM\ MORTGAGE\ CORPORATION\ bnicholas\ @kmllawgroup.com\ bkgroup\ &kmllawgroup.com\ bkgroup\ &kml$ 

MARIO J. HANYON

on behalf of Creditor FREEDOM MORTGAGE CORPORATION wbecf@brockandscott.com wbecf@brockandscott.com

REBECCA ANN SOLARZ

on behalf of Creditor FREEDOM MORTGAGE CORPORATION bkgroup@kmllawgroup.com

ROBERT W. PONTZ

on behalf of Creditor PeoplesBank A Codorus Valley Company BobP@bcgl-law.com

SCOTT F. WATERMAN (Chapter 13)

ECFMail@ReadingCh13.com

SHAWN M. LONG

on behalf of Creditor Members 1st Federal Credit Union slong@barley.com jrachor@barley.com;cbrelje@barley.com;sromig@barley.com;tshober@barley.com

United States Trustee

USTPRegion03.PH.ECF@usdoj.gov

TOTAL: 10

## UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: : Chapter 13

Corey M. Fogarty, : No. 20-12870-PMM

Debtor :

Corey M. Fogarty,

v.

Plaintiff

Members 1<sup>st</sup> Federal Credit Union,

Defendant

#### **STIPULATION**

THIS STIPULATION ("Stipulation") is made this \_\_\_\_\_ day of March, 2021, by and between Alaine V. Grbach, Esquire, attorney for the Debtor, Corey M. Fogarty ("Debtor") and Shawn M. Long, Esquire, attorney for Members 1<sup>st</sup> Federal Credit Union (the "Lender"), in order to resolve the Motion for Relief from the Automatic Stay of Section 362 of the Bankruptcy Code.

#### **BACKGROUND**

- A. On July 1, 2020, Debtor filed a Voluntary Petition for Relief under Chapter 13 of the United States Bankruptcy Code and was granted relief thereon.
- B. On March 12, 2021, Lender filed a Motion for Relief based on Debtor's Retail Installment Sale Contract (the "Contract") with Lender, which is secured by Debtor's 2017 Jeep Grand Cherokee V.I.N. 1C4RJFJG9HC759405 (the "Vehicle").
- C. Debtor has not made any payment since September 15, 2020, and Debtor has failed to make any further post-petition payments.

D. Debtor and the Lender wish to amicably resolve Members 1st's Motion for Relief under the terms and conditions of this Stipulation.

NOW, THEREFORE, the parties hereto intending to legally bind themselves, their heirs, successors and assigns, hereby agree as follows:

- 1. Members 1st's Motion for Relief shall be granted.
- 2. Debtor will surrender the Vehicle to the Bank within five (5) days from the date that this Stipulation is approved by the Court.
- 3. The automatic stay shall be terminated with respect to the Vehicle, and the Lender shall be entitled to exercise any and all of its rights under state law with respect to the Vehicle.
- 4. The signatories hereto agree that this Stipulation may be executed in one or more counterparts, any one of which need not contain the signatures of more than one party or representative thereof, but all such counterparts taken together shall constitute one and the same Stipulation. Facsimile and electronically transmitted signatures shall be deemed to have the same effect as original signatures. The undersigned are authorized to execute this Stipulation on behalf of their respective clients.

IN WITNESS WHEREOF the parties hereto have entered into this Stipulation the day and year first above written.

BARLEY SNYDER

By: /s/ Shawn M. Long /s/ Alaine V. Grbach
Shawn M. Long, Esquire
Attorneys for Members 1st Federal
Credit Union

Scott Waterman, Chapter 13 Trustee

D. Debtor and the Lender wish to amicably resolve Members 1st's Motion for Relief under the terms and conditions of this Stipulation.

NOW, THEREFORE, the parties hereto intending to legally bind themselves, their heirs, successors and assigns, hereby agree as follows:

- 1. Members 1st's Motion for Relief shall be granted.
- 2. Debtor will surrender the Vehicle to the Bank within five (5) days from the date that this Stipulation is approved by the Court.
- 3. The automatic stay shall be terminated with respect to the Vehicle, and the Lender shall be entitled to exercise any and all of its rights under state law with respect to the Vehicle.
- 4. The signatories hereto agree that this Stipulation may be executed in one or more counterparts, any one of which need not contain the signatures of more than one party or representative thereof, but all such counterparts taken together shall constitute one and the same Stipulation. Facsimile and electronically transmitted signatures shall be deemed to have the same effect as original signatures. The undersigned are authorized to execute this Stipulation on behalf of their respective clients.

IN WITNESS WHEREOF the parties hereto have entered into this Stipulation the day and year first above written.

BARLEY SNYDER

By: /s/ Shawn M. Long

Shawn M. Long, Esquire

Attorneys for Members 1st Federal

Credit Union

Scott Waterman, Chapter 13 Trustee

Alaine V. Grbach, Esquire

# UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: : Chapter 13

Corey M. Fogarty, : No. 20-12870-PMM

Debtor :

### **ORDER**

UPON CONSIDERATION OF the March \_\_\_\_\_, 2021 Stipulation by and between the Debtor and Members 1<sup>st</sup> Federal Credit Union, it is hereby:

ORDERED that the terms and provisions of said Stipulation concerning Debtor's 2017 Jeep Grand Cherokee V.I.N. 1C4RJFJG9HC759405 are hereby adopted and approved as an Order of Court.

**Date: March 23, 2021** 

Patricia M. Mayer, U.S. Bankruptcy Judge

Patricia M. Mayer